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PTO/SB/21 (07-06)

Approved for use through 03/31/07. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

| | | | |
|--|-----------------------------|-------------------------------|-----------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | Application Number | 10/606,711 | |
| | Filing Date | June 26, 2003 | |
| | First Named Inventor | Stephen Dirk Pacetti | |
| | Group Art Unit | 1773 | |
| | Examiner Name | Sheeba Ahmed | |
| Total Number of Pages in This Submission | 5 | Attorney Docket Number | 50623.266 |

| ENCLOSURES (check all that apply) | | |
|--|--|--|
| <input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Postage Paid Return Postcard | <input type="checkbox"/> Drawing(s) Formal ___ Sheets with Submission of Formal | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment and Response to Office Action (12 pages) | <input type="checkbox"/> Issue Fee Transmittal with PTO-85b (in duplicate) | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input checked="" type="checkbox"/> Request for Continued Examination Transmittal (RCE) (in duplicate) (2 pages) | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input checked="" type="checkbox"/> Fee Transmittal Form (1 page) (in duplicate) | <input type="checkbox"/> Request for Status of Application |
| <input type="checkbox"/> Petition for Extension of Time (___ month) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Information Disclosure Statement with Form PTO-1449 citing ___ References | <input type="checkbox"/> Terminal Disclaimer | |
| <input checked="" type="checkbox"/> Express Mail Label No. EV 889 010 238 US | <input type="checkbox"/> Statement of Common Ownership | |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Amendment Transmittal Letter (1 page) (in duplicate) | Remarks | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | Squire, Sanders & Dempsey L.L.P. Zhaoyang Li, Ph.D., Reg. No. 46,872 |
| Signature | |
| Date | February 5, 2007 |

| CERTIFICATE OF MAILING | | | |
|--|---------------|------|------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below: | | | |
| Typed or printed name | Yayoi Barrack | | |
| Signature | | Date | February 5, 2007 |

02-07-07

W. Lee

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PTO/SB/30 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|--------------------|
| Application Number | 10/606,711 |
| Filing Date | June 26, 2003 |
| First Named Inventor | Stephen D. Pacetti |
| Art Unit | 1773 |
| Examiner Name | Sheeba Ahmed |
| Attorney Docket Number | 50623.266 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on November 29, 2006.
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Response
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

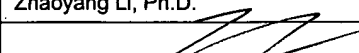
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-1850
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other:
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)


WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|--------------------|---|-----------------------------------|------------------|
| Name (Print /Type) | Zhaoyang Li, Ph.D. | Registration No. (Attorney/Agent) | 46,872 |
| Signature |  | Date | February 5, 2007 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in a box addressed to: **Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450**, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

| | |
|--------------------|---|
| Name (Print /Type) | Yayoi Barrack |
| Signature |  |
| Date | February 5, 2007 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450.**

02/08/2007 AWDNAF1 00000038 071850 10606711

01 FC:1801 790.00 DA
SANFRANCISCO/209440.1



FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **\$790.00**

Complete if Known

| | |
|------------------------|--------------------|
| Application Number | 10/606,711 |
| Filing Date | June 26, 2003 |
| First Named Inventor | Stephen D. Pacetti |
| Group Art Unit | 1773 |
| Examiner Name | Sheeba Ahmed |
| Attorney Docket Number | 50623.266 |

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to:

- ☒ Charge the indicated fees to the below mentioned deposit account.
- ☒ Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account.¹
- ☐ Applicant claims small entity status. See 37 CFR 1.27.

Deposit Account Number: 07-1850

Deposit Account Name: Squire, Sanders & Dempsey

A Duplicate Copy of this authorization is attached

2. ☐ Payment Enclosed:☐ Check ☐ Other

FEE CALCULATION (fees effective 10/1/01)

1. FILING FEE

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due |
|------------------------------|------------------------------|--------------------|----------------------|
| 1011/\$300 | 2011/\$150 | Utility Filing | <input type="text"/> |
| 1017/\$200 | 2017/\$100 | Design Filing | <input type="text"/> |
| 1014/\$300 | 2014/\$150 | Reissue | <input type="text"/> |
| 1005/\$200 | 2005/\$100 | Provisional Filing | <input type="text"/> |
| SUBTOTAL (1) | | | (\$ 0) |

2. CLAIMS

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description |
|------------------------------|------------------------------|-----------------------------------|
| 1202/\$50 | 2202/\$25 | Claims in excess of 20 |
| 1201/\$200 | 2201/\$100 | Independent claims in excess of 3 |
| 1203/\$360 | 2203/\$180 | Multiple dependent claim |

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due |
|------------------------------|------------------------------|--|----------------------|
| 1051/\$130 | 2051/\$65 | Surcharge - late filing fee or oath | <input type="text"/> |
| 1052/\$50 | 2052/\$25 | Surcharge-late provisional filing fee or cover sheet | <input type="text"/> |
| 147/\$2,520 | 147/\$2,520 | For filing a request for reexamination | <input type="text"/> |
| 1251/\$120 | 2251/\$60 | Extension for response within first month [†] | <input type="text"/> |
| 116/\$450 | 2252/\$225 | Extension for response within second month [†] | <input type="text"/> |
| 1253/\$1,020 | 2253/\$510 | Extension for response within third month [†] | <input type="text"/> |
| 1254/\$1,590 | 2254/\$795 | Extension for response within fourth month [†] | <input type="text"/> |
| 1255/\$2,160 | 2255/\$1,080 | Extension for response within fifth month [†] | <input type="text"/> |
| 1401/\$500 | 2401/\$250 | Notice of Appeal | <input type="text"/> |
| 1453/\$1,500 | 2453/\$750 | Petition to revive unintentionally abandoned Application | <input type="text"/> |
| 1501/\$1,400 | 2501/\$700 | Utility Issue Fee (Or Reissue) | <input type="text"/> |
| 1502/\$800 | 2502/\$400 | Design Issue Fee | <input type="text"/> |
| 122/\$130 | 122/\$130 | Petitions to the Commissioner | <input type="text"/> |
| 123/\$50 | 123/\$50 | Petitions related to provisional applications | <input type="text"/> |
| 1806/\$180 | 1806/\$180 | Information Disclosure Statement | <input type="text"/> |
| 581/\$40 | 581/\$40 | Recording each patent assignment per property (times number of properties) | <input type="text"/> |
| 1809/\$790 | 2809/\$395 | Filing a submission after final rejection (37 CFR 1.129(a)) | <input type="text"/> |
| 1801/\$790 | 2801/\$395 | Request for Continued Examination (RCE) | 790 |

Other fee (specify): Other fee (specify):

SUBTOTAL (3) (\$790)

110/\$18 210/\$9 Reissue claims in excess of 20 and over original Patent

| For | (Col. 1) No. of Existing Claims | minus* | (Col. 2) Highest No. Previously Paid For | = | (Col. 3) Extra** | x | Fee | = | Fee Due |
|--|------------------------------------|--------|---|---|---------------------|---|-------|---|---------|
| TOTAL | 27 | minus* | 29 or | = | 0 | x | \$50 | = | \$0 |
| INDEP | 3 | minus* | 3 or | = | 0 | x | \$200 | = | \$0 |
| [] First presentation of multiple dependent claim | | | | | | | | | |

* Subtract the greater number of Col. 2

** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3

SUBTOTAL (2) (\$0)

SUBMITTED BY

Typed or Printed Name

Zhaoyang Li, Ph.D.

Complete (if applicable)

Reg. Number

46,872

Signature

Date

February 5, 2007